

STATE • INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-2764

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FILED

**IN THE MATTER OF THE COMPLAINT OF)
PORTER COUNTY ALLIANCE AGAINST)
NORTHERN INDIANA PUBLIC SERVICE)
COMPANY FOR THE WRONGFUL)
PLACEMENT AND PROPOSED)
CONSTRUCTION OF REGULATOR AND)
ODORIZATION STATION IN JACKSON)
TOWNSHIP, PORTER COUNTY, INDIANA)**

JAN 07 2004

**INDIANA UTILITY
REGULATORY COMMISSION**

CAUSE NO. 42526

**RESPONDENT: NORTHERN INDIANA)
PUBLIC SERVICE)
COMPANY)**

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

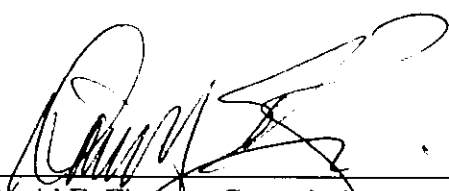
On October 16, 2003, Complainants, a coalition of affected individuals known as Neighbors Opposing NIPSCO's Odorization Station ("NONOS") and the following Porter County citizens, Toni Bianchi, Wendell Carlson, Joe Swisher, Karen Radiger, Mark Breitzke, Kathleen Weber, Erik Suchak, Clarence Enloe, Rod Belaschky, Cliff Baaken (collectively, "Porter County Alliance") by counsel filed their Complaint against Northern Indiana Public Service Company ("NIPSCO") pursuant to Ind. Code §8-1-2-34.5, I.C. §8-1-2-54, I.C. §8-1-2-58, I.C. §8-1-2-69, I.C. §8-1-2-107, I.C. §8-1-2-113, I.C. §8-1-2-115 and other relevant statutes and rules, seeking the immediate suspension of construction of a regulator and odorization station ("Odorization Station") in Jackson Township, Porter County, Indiana.

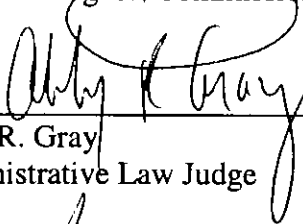
On October 31, 2003 NIPSCO filed a Motion to Dismiss. On November 5, 2003, NIPSCO filed a written Answer. On November 13, 2003, the Complainants filed their Response to NIPSCO's Motion to Dismiss. Said Motions are incorporated herein by reference.

A PreHearing Conference and Preliminary Hearing and also oral argument on the Motion to Dismiss was held on December 12, 2003.

The presiding officers now find that the parties should file simultaneous proposed orders addressing the Motion to Dismiss by January 23, 2004 and may file replies on January 30, 2004. The parties should provide electronic copies of all filings to the ALJ.

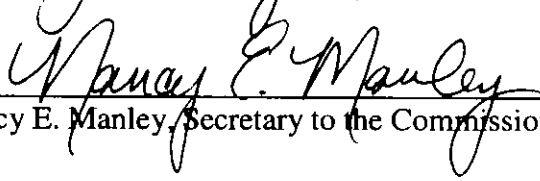
IT IS SO ORDERED.



David E. Ziegner, Commissioner

Abby R. Gray
Administrative Law Judge

Date: January 7, 2004



Nancy E. Manley, Secretary to the Commission